

## CCRB INVESTIGATIVE RECOMMENDATION

Investigator: William Rasenberger	Team: Squad #7	CCRB Case #: 202002914	<input type="checkbox"/> Force	<input checked="" type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Tuesday, 04/21/2020 6:00 PM	Location of Incident: Near 643 East 152nd Street	Precinct: 40	18 Mo. SOL 10/21/2021	EO SOL 5/4/2022	
Date/Time CV Reported Tue, 04/21/2020 6:45 PM	CV Reported At: IAB	How CV Reported: Phone	Date/Time Received at CCRB Mon, 04/27/2020 11:15 AM		

Complainant/Victim	Type	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. SGT Steven Counihan	4669	952620	PSA 7
2. POM Nicholas Rios	06583	955377	PSA 7
3. POM Mike Suarez	05841	955540	PSA 7
4. POM Matthew Miret	07813	961955	PSA 7
5. An officer			

Officer(s)	Allegation	Investigator Recommendation
A.SGT Steven Counihan	Abuse: Sergeant Steven Counihan stopped the vehicle in which § 87(2)(b) was an occupant.	
B.POM Nicholas Rios	Abuse: Police Officer Nicholas Rios stopped the vehicle in which § 87(2)(b) was an occupant.	
C.POM Mike Suarez	Abuse: Police Officer Mike Suarez stopped the vehicle in which § 87(2)(b) was an occupant.	
D.POM Matthew Miret	Abuse: Police Officer Matthew Miret stopped the vehicle in which § 87(2)(b) was an occupant.	
E.SGT Steven Counihan	Abuse: Sergeant Steven Counihan searched the vehicle in which § 87(2)(b) was an occupant.	
F.POM Nicholas Rios	Abuse: Police Officer Nicholas Rios searched the vehicle in which § 87(2)(b) was an occupant.	
G.POM Mike Suarez	Abuse: Police Officer Mike Suarez searched the vehicle in which § 87(2)(b) was an occupant.	
H.POM Matthew Miret	Abuse: Police Officer Matthew Miret searched the vehicle in which § 87(2)(b) was an occupant.	
I. An officer	Abuse: An officer threatened to arrest § 87(2)(b)	
J. An officer	Discourtesy: An officer acted discourteously toward § 87(2)(b)	

### Truncation Case Summary

On April 27th, 2020, the CCRB received log # 2020-10842 from the Internal Affairs Bureau Command Center, which contained a complaint on behalf of § 87(2)(b)

The investigator contacted § 87(2)(b) on April 29<sup>th</sup>, 2020, in order to obtain statements regarding three CCRB complaints wherein § 87(2)(b) is an alleged victim: § 87(2)(b)

§ 87(2)(b) was scheduled to provide a telephone statement at 6 p.m. on April 30th, 2020, but failed to appear. The investigator successfully contacted § 87(2)(b) on May 4<sup>th</sup>, 2020. On this date, § 87(2)(b) provided a statement regarding case # § 87(2)(b) but stated that he wished to provide a statement regarding the present complaint at a later time.

The investigator contacted § 87(2)(b) multiple times to continue the interview, but was unable to reach § 87(2)(b) until May 14<sup>th</sup>, 2020. In a telephone statement on this date, § 87(2)(b) stated that he no longer wishes to pursue his complaint. § 87(2)(b) then stated he needed to hang up. On May 19<sup>th</sup>, § 87(2)(b) reiterated in a telephone statement that he wishes to withdraw his complaint, because he has no desire to follow through.

§ 87(2)(b) affirmed that he is withdrawing of his own free will, and has not been coerced by anyone from the CCRB or the NYPD.

§ 87(2)(b)'s withdrawal is stored in IA 20 at 00:30 in the recording. IM Vanessa Rosen reviewed this recording.

A withdrawal form was emailed to § 87(2)(b) and will be added to the case file upon receipt.

Squad No.: 7

Investigator:	<u>Will Rasenberger</u>	<u>Inv. Will Rasenberger</u>	<u>5/20/2020</u>
	Signature	Print Title & Name	Date
		Manager Vanessa Rosen	May 21, 2020

Squad Leader:	<u></u>	<u></u>	<u></u>
	Signature	Print Title & Name	Date

Reviewer:	<u></u>	<u></u>	<u></u>
	Signature	Print Title & Name	Date